

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

BILLY EUGENE HUNT,

Petitioner,

-vs-

WARDEN, London Correctional  
Institution,

Respondent.

Case No. 3:08-cv-174

District Judge Walter Herbert Rice  
Chief Magistrate Judge Michael R. Merz

---


**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

---

The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. No. 12), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired on September 8, 2008, hereby ADOPTS said Report and Recommendations.

It is therefore ORDERED that the Petition herein be dismissed with prejudice as barred by the statute of limitations, Because reasonable jurists would not disagree with this conclusion, Petitioner is denied any requested certificate of appealability and request to appeal *in forma pauperis*.

September 15, 2008.

  
Walter Herbert Rice  
United States District Judge